

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
NORTHERN DIVISION

PATRICK MCCORMACK

PLAINTIFF

v.

No. 3:19-cv-350-DPM

RONNIE LEE MILLER; UNION PACIFIC  
RAILROAD COMPANY; and  
OBERMANN CONCRETE OF  
NORTHEAST ARKANSAS, INC.,  
also known as NEAR READY MIX

DEFENDANTS

ORDER

By agreement between McCormack and Union Pacific, the railroad's motion for partial summary judgment, *Doc. 17*, is granted. The various claims made in paragraphs 15, 16, 17(e)-(g), (i), & (j), 27, and 28(e)-(g) & (i) of the first amended complaint are dismissed with prejudice. McCormack's unopposed request to amend is granted. Second amended complaint due by 6 January 2021.

So Ordered.

D.P. Marshall Jr.  
D.P. Marshall Jr.  
United States District Judge

28 December 2020